UNITED STATES PATENT AND TRAD RESPONSE UNDER RULE 1 EXPEDITED HANDLING PROCED Atty Dkt. 620-70 C#/M# Group Art Unit: 1632 SEP 0 9 2002 Examiner: Nguyen, Q.

Date: September 4, 2002

In re Patent Application of

BROWN et al

Serial No. 09/117,218

Filed:

January 11, 1999

Title:

TREATMENT OF NON-NEURONAL CANCER

USING HSV MUTANT

Assistant Commissioner for Patents Washington, DC 20231

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other

signature thereon. Fees are attached as calculated below: Total effective claims after amendment minus highest number 0.00 \$ Previously paid for 20 (at least 20) = Х \$ 18.00 Independent claims after amendment minus highest number \$ 0.00 \$ 84.00 Previously paid for (at least 3) =0 Х If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper) \$ 0.00 Petition is hereby made to extend the current due date so as to cover the filing date of this Paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920.00/3 months) \$ 110.00 \$ 0.00 Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00 First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$740.00) ☐ Please enter the previously unentered . filed Submission attached **SUBTOTAL** 110.00 \$ 0.00 -\$ If "small entity," then enter half (1/2) of subtotal and subtract Applicant claims "small entity" status.

Statement filed herewith \$ 0.00 Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00 Assignment Recording Fee (\$40.00) 0.00 Other: 110.00 TOTAL FEE ENCLOSED \$

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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By Atty.: B. J. Sadoff, Reg. No. 36,663

Signature:

TECH CENTER 1600/2900

Corres. and Mail



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

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Atty. Ref.: 620-70

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September 4, 2002

Assistant Commissioner for Patents Washington, DC 20231

Sir:

AMENDMENT UNDER RULE 116

Responsive to the Official Action dated December 5, 2001, entry and consideration of the following amendments and remarks are requested; the period for response having been extended up to and including September 5, 2002, by submission of the attached one-month petition and one-month extension fee. A Notice of Appeal, a Notice of Appeal fee, extension petition and extension fee were filed June 5, 2002.

IN THE CLAIMS

Amend the claims as follows.

Cancel claims 13-22, without prejudice.

Add the following claims.

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